

Rhett Petcher (VSB #65826)  
SEYFARTH SHAW LLP  
975 F Street, N.W.  
Washington, D.C. 20004  
Telephone: (202) 463-2400  
rpetcher@seyfarth.com

Of Counsel:

Kimbell Gourley  
Trout Jones Gledhill Fuhrman, P.A.  
225 N. 9<sup>th</sup> St., Ste 820  
P.O. Box 197  
Boise, ID 83701  
Telephone: (208) 331-1170  
Facsimile: (208) 331-1529  
kgourley@idalaw.com

*Attorneys for Engineered Structures, Inc. ("ESI")*

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
Richmond Division

In re CIRCUIT CITY STORES, INC., et al.,  Debtors.
Engineered Structures, Inc. ("ESI") Plaintiff  v.  Circuit City Stores, Inc.  Defendant

Chapter 11  
Case No. 08-35653 (KRH)  
(Jointly Administered)

**ORDER**

THIS MATTER, having come on before the court on January 16, 2009, at 10:00 a.m. upon  
Creditor Engineered Structures, Inc.'s Motion to Terminate the Automatic Stay [Docket 1070]  
and with Engineered Structures, Inc. ("ESI") having appeared by and through its counsel of

record, Seyfarth Shaw, LLP, with the Debtor, Circuit City Stores, Inc., having appeared by and through its counsel of record, with no party having objected to termination of the automatic stay as to Store #3745 in Santa Clarita, California and Store #3396 in Palm Desert, California, and with Circuit City having conditionally objected to termination of the automatic stay as to Store #3878 in Brea, California and Store #4313 in La Habra, California, and good cause appearing therefore,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

1. ESI's motion to terminate the automatic stay as to the Store #3878 in Brea, California and Store #4313 in La Habra, California is hereby continued to another hearing to be held on January 29, 2009, at 10:00 a.m.;

2. ESI's motion to terminate the automatic stay as to Store #3745 in Santa Clarita, California and Store #3396 in Palm Desert, California is hereby granted and ESI is authorized to file and prosecute a lien foreclosure action in the state of California with respect to the property described on Exhibits A and B attached hereto; and

3. ESI shall not seek to execute upon or attach any other property of the bankruptcy estate without further court order.

4. IT IS FURTHER ORDERED that the ten (10) day stay provided for by Federal Rule Bankruptcy Procedure 4001(a)(3) is waived.

Dated: Jan 29 2009

/s/ Kevin Huennekens  
United States Bankruptcy Judge

WE ASK FOR THIS

Entered on Docket: 1/29/09

/s/ Rhett E. Petcher

Rhett Petcher (VSB #65826)  
SEYFARTH SHAW LLP  
975 F Street, N.W.  
Washington, D.C. 20004  
Telephone: (202) 463-2400  
rpetcher@seyfarth.com

Of Counsel:

Kimbell Gourley  
Trout Jones Gledhill Fuhrman, P.A.  
225 N. 9<sup>th</sup> St., Ste 820  
P.O. Box 197  
Boise, ID 83701  
Telephone: (208) 331-1170  
Facsimile: (208) 331-1529  
kgouley@idalaw.com

*Attorneys for Engineered Structures, Inc. ("ESI")*

/s/ Dion W. Hayes

Dion W. Hayes (VSB No. 34304)  
Douglas M. Foley (VSB No. 34364)  
MCGUIREWOODS LLP  
One James Center  
901 E. Cary Street  
Richmond, Virginia 23219  
(804) 775-1000

- and -

Gregg M. Galardi, Esq.  
Ian S. Fredericks, Esq.  
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP  
One Rodney Square  
PO Box 636  
Wilmington, Delaware 19899-0636  
(302) 651-3000

- and -

Chris L. Dickerson, Esq.  
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP

333 West Wacker Drive  
Chicago, Illinois 60606  
(312) 407-0700

*Attorney to the Debtors  
and Debtors in Possession*

**Local Rule 9022-1(C) Certification**

The foregoing Order was endorsed by and/or served upon all necessary parties pursuant to Local Rule 9022-1(C).

By: /s/ Rhett Petcher

Rhett Petcher (VSB #65826)

SEYFARTH SHAW LLP

975 F Street, N.W.

Washington, D.C. 20004

Telephone: (202) 463-2400

Facsimile: (202) 828-5393

rpetcher@seyfarth.com

*Counsel for Engineered Structures, Inc.*

**PARTIES TO RECEIVE COPIES:**

Linda K. Myers, Esq.  
Kirkland & Ellis LLP  
200 East Randolph Drive  
Chicago, Illinois 60601

Bruce Matson, Esq.  
LeClair Ryan  
Riverfront Plaza, East Tower  
951 East Byrd Street, Eighth Floor  
Richmond, Virginia 23219

Gregg Galardi, Esq.  
Chris L. Dickerson, Esq.  
Skadden Arps Slate Meagher & Flom, LLP  
One Rodney Square  
Wilmington, Delaware 19889

Lynn L. Tavenner, Esq.  
Paula S. Beran, Esq.  
Tavenner & Beran, PLC  
20 North Eighth Street, Second Floor  
Richmond, Virginia 23219

Dion W. Hayes, Esq.  
Douglas M. Foley, Esq.  
McGuire Woods LLP  
One James Center  
901 East Cary Street  
Richmond, Virginia 23219

David S. Berman, Esq.  
Riemer & Braunstein LLP  
Three Center Plaza  
Boston, Massachusetts 02108

Robert B. Van Arsdale, Esq.  
Office of the US Trustee  
701 East Broad Street, Suite 4304  
Richmond, Virginia 23219

David S. Berman, Esq.  
Riemer & Braunstein LLP  
Three Center Plaza  
Boston, Massachusetts 02108

Rhett Petcher  
SEYFARTH SHAW LLP  
975 F Street, N.W.  
Washington, D.C. 20004

# CERTIFICATE OF NOTICE

District/off: 0422-7  
Case: 08-35653

User: jafarbayj  
Form ID: pdforder

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Total Served: 4

Date Rcvd: Jan 29, 2009

The following entities were served by first class mail on Jan 31, 2009.

aty +David S. Berman, Riemer & Braunstein, Three Center Plaza, 6th Floor, Boston, MA 02108-2003  
aty +Gregg M. Galardi, Skadden Arps Slate Meagher, & Flom LLP, One Rodney Sq., PO Box 636,  
Wilmington, DE 19899-0636  
+Linda K. Myers, Esq., Kirkland & Ellis LLP, 200 East Randolph Dr., Chicago, IL 60601-6611  
+Office of the US Trustee, Robert Van Arsdale, Esq., 701 E. Broad St.,  
Richmond, VA 23219-1833

The following entities were served by electronic transmission.

NONE.

TOTAL: 0

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NONE.

TOTAL: 0

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USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 31, 2009

Signature:

